

WEDNESDAY, APRIL 10, 2019

TWENTY-SIXTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Casada.

The proceedings were opened with prayer by Reverend Robert Smith, Cumberland Presbyterian Church, Dyer, TN.

Representative Halford led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present..... 91

Representatives present were Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Daniel, Dixie, Doggett, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada -- 91

EXCUSED

The Speaker announced that the following members have been excused, pursuant to requests under **Rule No. 20**:

Representative Faison; personal

Representative Garrett; personal

Representative Curcio

Representative Powers; illness

PRESENT IN CHAMBER

Rep. Dunn was recorded as being present in the Chamber.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 133 Reps. Hall and Byrd as prime sponsors.

House Bill No. 1 Rep. Hodges as prime sponsor.

House Bill No. 12 Reps. Helton, Moon and Smith as prime sponsors.

House Bill No. 76 Reps. Bricken and Todd as prime sponsors.

House Bill No. 184 Reps. G. Johnson, Reedy, Cepicky, Haston, Hardaway, Ogles, Doggett, Helton, Hurt, Coley, Ramsey, Camper, Sherrell, Keisling and J. Sexton as prime sponsors.

House Bill No. 193 Reps. Moody, Clemmons, Coley, Parkinson, Love, White, Sherrell, Staples, Powell, Hodges, Potts, Littleton, Camper, Miller, Hardaway and Lamar as prime sponsors.

House Bill No. 269 Rep. DeBerry as prime sponsor.

House Bill No. 278 Rep. Hall as prime sponsor.

House Bill No. 353 Reps. J. Sexton, White, Cooper, Parkinson, Hardaway, Potts, Staples, Chism, Hodges and Miller as prime sponsors.

House Bill No. 503 Rep. Whitson as prime sponsor.

House Bill No. 638 Rep. White as prime sponsor.

House Bill No. 705 Reps. Cepicky, Love, Todd, Moody, Littleton and Hardaway as prime sponsors.

House Bill No. 753 Rep. Terry as prime sponsor.

House Bill No. 754 Rep. Littleton as prime sponsor.

House Bill No. 769 Rep. Hurt as prime sponsor.

House Bill No. 864 Rep. Lamberth as prime sponsor.

House Bill No. 930 Reps. Helton and Moon as prime sponsors.

House Bill No. 941 Reps. Bricken, Cepicky, Leatherwood, Hardaway, Powell, Chism, Clemmons, White, Hakeem, Lamar, Hurt, Daniel, Love, Dixie, Helton, Sparks, Vaughan, Holt,

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

Potts, J. Sexton, Thompson, Hodges, Todd, Byrd, Staples, Terry, Stewart, Shaw, Cooper, Miller, Cochran, Haston, Tillis, Weaver, Zachary, DeBerry and Coley as prime sponsors.

House Bill No. 942 Reps. Smith, Zachary, Crawford, Byrd, Howell, Coley, Hardaway, Haston, Lamar, Potts, Sherrell, Beck, Cooper and Helton as prime sponsors.

House Bill No. 949 Reps. Tillis, Eldridge, Helton, Moon, Leatherwood, Hardaway, Hurt, Lamar, Stewart, Cooper, Coley, Todd, Hall, Moody, Vaughan, Haston, Keisling, Russell, Ramsey, Powell, G. Johnson, Chism, Jernigan, Freeman, Thompson, Mitchell, Miller, Potts, Windle, Parkinson, Hodges, Bricken, Reedy, Van Huss, Smith, Ogles, Marsh, Hakeem, Byrd, Carter, Kumar, J. Sexton, Sherrell, Sparks, Towns, Wright, Staples, Howell, Zachary, Crawford, Lynn, Hicks, Terry, Cochran, Camper, Dixie and Whitson as prime sponsors.

House Bill No. 1063 Rep. Jernigan as prime sponsor.

House Bill No. 1064 Reps. Leatherwood, Hardaway, Potts, Chism and Helton as prime sponsors.

House Bill No. 1079 Reps. Lamberth, Casada and C. Sexton as prime sponsors.

House Bill No. 1089 Reps. Bricken, Helton and Hardaway as prime sponsors.

House Bill No. 1233 Rep. Daniel as prime sponsor.

House Bill No. 1265 Reps. Dunn, Smith, Helton and Sherrell as prime sponsors.

House Bill No. 1271 Reps. Russell, Moody, Littleton, Sherrell, Weaver, Halford, Holsclaw, Hurt, Kumar, Helton, Wright, Keisling, Smith, Haston, Bricken, Cepicky, Byrd, Crawford, Daniel, Howell, Cochran, Terry, Sparks and Ragan as prime sponsors.

House Bill No. 1303 Reps. Sherrell, Helton, White, Dixie, Potts, Powell, Shaw, Camper, Miller, Parkinson, Hardaway, Clemmons, Love, Smith, Hodges, Towns, Mitchell, Hakeem, Sparks and Hawk as prime sponsors.

House Bill No. 1367 Reps. Smith, Helton and Parkinson as prime sponsors.

House Bill No. 1400 Rep. Powers as prime sponsor.

**MESSAGE FROM THE GOVERNOR
April 9, 2019**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bill No. 258; House Joint Resolutions Nos. 186, 332, 333, 334, 335, 336, 337, 338, 339, 340, 342, 343, 344, 345, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 364, 365, 366, 367, 368, 371, 372, 373, 374, 375, 376 and 377; with his approval.

LANG WISEMAN, Deputy and Counsel to the Governor

**ENROLLED BILLS
April 9, 2019**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolutions Nos. 73, 74, 75 and 76; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 9, 2019**

The Speaker announced that he had signed the following: House Resolutions Nos. 73, 74, 75 and 76.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
April 9, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 345, 346, 347, 348, 349, 350, 351, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368 and 371; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
April 9, 2019**

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 345, 346, 347, 348, 349, 350, 351, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368 and 371.

TAMMY LETZLER, Chief Clerk

**MESSAGE FROM THE SENATE
April 9, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 117, 120, 145, 194 and 369; adopted, for the House's action.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Joint Resolution No. 117** -- General Assembly, Confirmation of Appointment - Frank Cagle, Textbook and Instructional Materials Quality Commission. by *Niceley.

***Senate Joint Resolution No. 120** -- General Assembly, Confirmation of Appointment - Neel Durbin, Textbook and Instructional Materials Quality Commission. by *Jackson, *Yarbro.

***Senate Joint Resolution No. 145** -- General Assembly, Statement of Intent or Position
- Urges all middle and high schools to have athletic trainers on staff. by *Crowe.

***Senate Joint Resolution No. 194** -- General Assembly, Confirmation of Appointment -
Jack A. Parton, State Textbook and Instructional Materials Quality Commission. by *Swann,
*Southerland.

***Senate Joint Resolution No. 369** -- Memorials, Retirement - Joseph Interrante. by
*Dickerson, *Gilmore, *Yarbro.

MESSAGE FROM THE SENATE
April 9, 2019

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 58, 225, 281,
294, 659, 668, 801, 846, 861, 942, 1119, 1325, 1326 and 1491; passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

***Senate Bill No. 58** -- Education - As introduced, creates the "Tennessee Outdoor
Education and Recreation Grant Program." - Amends TCA Title 4; Title 11; Title 49 and Title 70.
by *Gilmore, *Akbari. (HB94 by *Halford)

***Senate Bill No. 225** -- Motor Vehicles - As introduced, authorizes off-highway vehicles
to be operated on certain segments of state highways in Johnson County. - Amends TCA
Section 55-8-185. by *Lundberg. (HB529 by *Hill T)

***Senate Bill No. 281** -- Health Care - As introduced, enacts the "Chronic Disease
Prevention Act." - Amends TCA Title 33; Title 39; Title 67; Title 68 and Title 71. by *Kurita,
*Massey. (HB774 by *Ramsey)

***Senate Bill No. 294** -- Public Defenders - As introduced, changes employee title from
assistant executive director to deputy executive director; allows attorneys in the office of
executive director a reasonable length of time to conclude or transfer private legal matters
pending at the time of employment. - Amends TCA Title 8, Chapter 14 and Title 9, Chapter 4. by
*Akbari. (HB1288 by *Farmer)

***Senate Bill No. 659** -- Criminal Offenses - As introduced, authorizes prosecution of a
woman for assault based on the woman's illegal use of a narcotic drug while pregnant if the
child is born addicted to or harmed by the narcotic drug and the addiction or harm is a result of
the woman's use of a narcotic drug while pregnant; provides enrollment in an addiction recovery
program while pregnant and successful completion of the program is an affirmative defense. -
Amends TCA Title 39. by *Bowling, *Rose. (HB1168 by *Littleton, *Griffey)

***Senate Bill No. 668** -- Tennessee Higher Education Commission - As introduced,
requires, by February 15 of each year, the commission to provide a report to the general
assembly detailing any state and federal funds appropriated to, and any matching funds

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

received by, land-grant institutions of higher education in this state. - Amends TCA Title 49. by *Akbari, *Gilmore. (HB823 by *Love)

Senate Bill No. 801 -- Education, Dept. of - As introduced, requires the department to submit an annual report to the education committees of both houses on school districts that offer a career and technical education program in agriculture, food, and natural resources, and on students enrolled in the program. - Amends TCA Title 49, Chapter 11. by *Johnson, *Haile, *Stevens, *Yager. (*HB945 by *Lamberth, *Gant, *White, *DeBerry)

***Senate Bill No. 846** -- Motor Vehicles - As introduced, authorizes off-highway vehicles to be operated on all segments of state highways in Perry County. - Amends TCA Section 55-8-185. by *Hensley. (HB1332 by *Haston)

Senate Bill No. 861 -- Public Defenders - As introduced, allows district investigators to include experience as a criminal defense investigator for prior service credits. - Amends TCA Title 8, Chapter 14, Part 1. by *Crowe. (*HB569 by *Holsclaw, *Hazlewood)

***Senate Bill No. 942** -- Commerce and Insurance, Dept. of - As introduced, clarifies that the rule the commissioner is authorized to promulgate for a convenience fee to cover the costs of issuing or renewing licenses, registrations, and permits must be in accordance with the Uniform Administrative Procedures Act. - Amends TCA Title 56; Title 62 and Title 63. by *Lundberg. (HB1044 by *Travis)

Senate Bill No. 1119 -- Parks, Natural Areas Preservation - As introduced, extends a 50 percent discount on camping fees at state parks to veterans who have a 100-percent permanent total service-connected disability. - Amends TCA Title 11. by *Crowe, *Pody. (*HB1004 by *Van Huss)

Senate Bill No. 1325 -- Juvenile Offenders - As introduced, revises the provisions for judicial diversion for juvenile offenders under certain circumstances; clarifies offenses for which a juvenile offender may be committed to the department of children's services; authorizes probation for juvenile traffic offenders; clarifies various other provisions related to juvenile court proceedings. - Amends TCA Title 37, Chapter 1, Part 1. by *Bowling. (*HB1319 by *Eldridge)

Senate Bill No. 1326 -- Juvenile Offenders - As introduced, clarifies that a child must have been "adjudicated delinquent" of specified offenses in order for the requirements that a child's school receive notification and that parents, guardians, and legal custodians notify a school principal, or a principal's designee, - Amends TCA Section 37-1-131(a)(2)(B) and Section 49-6-3051(b). by *Bowling. (*HB1320 by *Eldridge)

Senate Bill No. 1491 -- Motor Vehicles - As introduced, exempts certain motor vehicle dismantlers and recyclers from the requirement to keep certain records of transactions of buying or selling automobile parts. - Amends TCA Section 55-17-109; Title 55, Chapter 3, Part 2 and Title 55, Chapter 5, Part 1. by *Bailey. (*HB533 by *Hill T)

**MESSAGE FROM THE SENATE
April 9, 2019**

1180

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

**WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL
VERSION**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolutions Nos. 193 and 326; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
April 9, 2019**

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 193 and 326.

TAMMY LETZLER, Chief Clerk

**MESSAGE FROM THE SENATE
April 9, 2019**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 107, 267, 369, 370, 378, 379, 380, 381, 382, 384, 385, 386, 387, 388, 389, 390, 391 and 392; concurred in by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**MESSAGE FROM THE SENATE
April 9, 2019**

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 283, 856, 912 and 1245; substituted for Senate Bills on same subjects and passed by the Senate.

RUSSELL A. HUMPHREY, Chief Clerk

**ENGROSSED BILLS
April 9, 2019**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 82, 113, 545, 743, 815, 926, 1087, 1151, 1239, 1388, 1462, 1490 and 1503; House Joint Resolutions Nos. 55, 127, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417 and 439.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR
April 9, 2019**

MR. SPEAKER: I am directed by the Governor to return herewith: House Bills Nos. 3, 34, 36, 57, 99, 249, 683, 1148, 1194 and 1318; with his approval.

1181

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LANG WISEMAN, Deputy and Counsel to the Governor

**MESSAGE FROM THE SENATE
April 9, 2019**

MR. SPEAKER: I am directed to return to the House, House Bills Nos. 48, 84, 233, 272, 447, 963, 1501 and 1507; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
April 9, 2019**

The Speaker announced that he had signed the following: Senate Bills Nos. 1387 and 1389.

TAMMY LETZLER, Chief Clerk

RESOLUTIONS

Pursuant to **Rule No. 17**, the following resolutions were introduced and placed on the Consent Calendar for April 11, 2019:

House Resolution No. 77 -- Memorials, Recognition - Suzanne French. by *Daniel, *Littleton.

House Resolution No. 78 -- Memorials, Sports - E.O. Coffman Middle School girls' volleyball team, Tennessee Middle School Athletic Association Champions. by *Doggett.

House Resolution No. 79 -- Memorials, Personal Occasion - Charles Bernice Burrow, 100th birthday. by *Holsclaw.

House Resolution No. 80 -- Memorials, Retirement - John S. Aitken. by *Vaughan.

House Resolution No. 81 -- Memorials, Recognition - Robert Mahler. by *Mitchell.

***House Joint Resolution No. 434** -- Memorials, Interns - Rosie Gregory. by *Daniel, *Lafferty.

***House Joint Resolution No. 435** -- Memorials, Retirement - Vanderbilt Chancellor Nicholas S. Zeppos. by *Clemmons.

***House Joint Resolution No. 436** -- Memorials, Sports - Coach Rick Byrd. by *Clemmons.

***House Joint Resolution No. 437** -- Memorials, Sports - Columbia Academy boys' basketball team, TSSAA Class A State Champions. by *Cepicky.

***House Joint Resolution No. 438**

***House Joint Resolution No. 440** -- Memorials, Recognition - 40th anniversary of Taiwan Relations Act. by *Hill M, *Lamberth, *Hill T, *Van Huss.

***House Joint Resolution No. 441** -- Memorials, Death - Richard A. Odom. by *Beck.

***House Joint Resolution No. 442** -- Memorials, Interns - Sydney Burchell. by *Travis.

***House Joint Resolution No. 443** -- Memorials, Academic Achievement - Avery Cox, Valedictorian, Sale Creek High School. by *Carter.

***House Joint Resolution No. 444** -- Memorials, Academic Achievement - Tanner Harvey, Salutatorian, Sale Creek High School. by *Carter.

***House Joint Resolution No. 445** -- Memorials, Academic Achievement - Carly Coulter, Salutatorian, Sale Creek High School. by *Carter.

***House Joint Resolution No. 446** -- Memorials, Interns - Emily Duckworth. by *Rudd, *Baum.

***House Joint Resolution No. 447** -- Memorials, Recognition - Vanderbilt LifeFlight, 35th anniversary. by *Halford.

***House Joint Resolution No. 448** -- Memorials, Recognition - Jeffery Oaks, Legislative Page, 111th General Assembly. by *Ragan.

***House Joint Resolution No. 449** -- Memorials, Recognition - Colby Hitchcock and family. by *Garrett, *Lamberth.

***House Joint Resolution No. 450** -- Memorials, Recognition - Sevier County Bank, 110th anniversary. by *Carr, *Farmer.

***House Joint Resolution No. 451** -- Memorials, Death - Mary Wade Vincent. by *Travis.

***House Joint Resolution No. 452** -- Memorials, Public Service - President Trump, U.S.-Mexico-Canada Agreement. by *Hill T.

**SENATE JOINT RESOLUTIONS
(Congratulatory and Memorializing)**

Pursuant to **Rule No. 17**, the resolution listed was noted as being placed on the Consent Calendar for April 11, 2019:

***Senate Joint Resolution No. 369** -- Memorials, Retirement - Joseph Interrante. by *Dickerson, *Gilmore, *Yarbro.

RESOLUTIONS LYING OVER

On motion, the resolutions listed were referred to the appropriate Committee:

***Senate Joint Resolution No. 145** -- General Assembly, Statement of Intent or Position - Urges all middle and high schools to have athletic trainers on staff. by *Crowe.

House Education Committee

SENATE BILLS TRANSMITTED

On motion, the Senate Bills listed below, transmitted to the House, were held on the Clerk's desk pending third consideration of the companion House Bill as noted:

***Senate Bill No. 58** -- Education - As introduced, creates the "Tennessee Outdoor Education and Recreation Grant Program." - Amends TCA Title 4; Title 11; Title 49 and Title 70. by *Gilmore, *Akbari. (HB94 by *Halford)

***Senate Bill No. 225** -- Motor Vehicles - As introduced, authorizes off-highway vehicles to be operated on certain segments of state highways in Johnson County. - Amends TCA Section 55-8-185. by *Lundberg. (HB529 by *Hill T)

***Senate Bill No. 281** -- Health Care - As introduced, enacts the "Chronic Disease Prevention Act." - Amends TCA Title 33; Title 39; Title 67; Title 68 and Title 71. by *Kurita, *Massey. (HB774 by *Ramsey)

***Senate Bill No. 294** -- Public Defenders - As introduced, changes employee title from assistant executive director to deputy executive director; allows attorneys in the office of executive director a reasonable length of time to conclude or transfer private legal matters pending at the time of employment. - Amends TCA Title 8, Chapter 14 and Title 9, Chapter 4. by *Akbari. (HB1288 by *Farmer)

***Senate Bill No. 659** -- Criminal Offenses - As introduced, authorizes prosecution of a woman for assault based on the woman's illegal use of a narcotic drug while pregnant if the child is born addicted to or harmed by the narcotic drug and the addiction or harm is a result of the woman's use of a narcotic drug while pregnant; provides enrollment in an addiction recovery program while pregnant and successful completion of the program is an affirmative defense. - Amends TCA Title 39. by *Bowling, *Rose. (HB1168 by *Littleton, *Griffey)

***Senate Bill No. 668** -- Tennessee Higher Education Commission - As introduced, requires, by February 15 of each year, the commission to provide a report to the general assembly detailing any state and federal funds appropriated to, and any matching funds received by, land-grant institutions of higher education in this state. - Amends TCA Title 49. by *Akbari, *Gilmore. (HB823 by *Love)

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

Senate Bill No. 801 -- Education, Dept. of - As introduced, requires the department to submit an annual report to the education committees of both houses on school districts that offer a career and technical education program in agriculture, food, and natural resources, and on students enrolled in the program. - Amends TCA Title 49, Chapter 11. by *Johnson, *Haile, *Stevens, *Yager. (*HB945 by *Lamberth, *Gant, *White, *DeBerry)

***Senate Bill No. 846** -- Motor Vehicles - As introduced, authorizes off-highway vehicles to be operated on all segments of state highways in Perry County. - Amends TCA Section 55-8-185. by *Hensley. (HB1332 by *Haston)

Senate Bill No. 861 -- Public Defenders - As introduced, allows district investigators to include experience as a criminal defense investigator for prior service credits. - Amends TCA Title 8, Chapter 14, Part 1. by *Crowe. (*HB569 by *Holsclaw, *Hazlewood)

***Senate Bill No. 942** -- Commerce and Insurance, Dept. of - As introduced, clarifies that the rule the commissioner is authorized to promulgate for a convenience fee to cover the costs of issuing or renewing licenses, registrations, and permits must be in accordance with the Uniform Administrative Procedures Act. - Amends TCA Title 56; Title 62 and Title 63. by *Lundberg. (HB1044 by *Travis)

Senate Bill No. 1119 -- Parks, Natural Areas Preservation - As introduced, extends a 50 percent discount on camping fees at state parks to veterans who have a 100-percent permanent total service-connected disability. - Amends TCA Title 11. by *Crowe, *Pody. (*HB1004 by *Van Huss)

Senate Bill No. 1325 -- Juvenile Offenders - As introduced, revises the provisions for judicial diversion for juvenile offenders under certain circumstances; clarifies offenses for which a juvenile offender may be committed to the department of children's services; authorizes probation for juvenile traffic offenders; clarifies various other provisions related to juvenile court proceedings. - Amends TCA Title 37, Chapter 1, Part 1. by *Bowling. (*HB1319 by *Eldridge)

Senate Bill No. 1326 -- Juvenile Offenders - As introduced, clarifies that a child must have been "adjudicated delinquent" of specified offenses in order for the requirements that a child's school receive notification and that parents, guardians, and legal custodians notify a school principal, or a principal's designee, - Amends TCA Section 37-1-131(a)(2)(B) and Section 49-6-3051(b). by *Bowling. (*HB1320 by *Eldridge)

Senate Bill No. 1491 -- Motor Vehicles - As introduced, exempts certain motor vehicle dismantlers and recyclers from the requirement to keep certain records of transactions of buying or selling automobile parts. - Amends TCA Section 55-17-109; Title 55, Chapter 3, Part 2 and Title 55, Chapter 5, Part 1. by *Bailey. (*HB533 by *Hill T)

HOUSE BILLS ON SECOND CONSIDERATION

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

On motion, bills listed below passed second consideration and were referred by the Speaker to Committee or held on the Clerk's desk as noted:

***House Bill No. 1524** -- Education, Higher -- House Education Committee

House Bill No. 1530 -- Baxter -- House Naming, Designating, & Private Acts Committee

**CAPTION BILLS REFERRED
April 9, 2019**

Pursuant to **Rule No. 47**, the following Caption Bills House Bill No. 1262 held on the Clerk's desk were referred to the following Committees:

House Bill No. 1262 -- Taxes -- House Finance, Ways and Means Committee

**CAPTION BILLS REFERRED
April 10, 2019**

Pursuant to **Rule No. 47**, the following Caption Bills House Bills Nos. 1124 and 1461 held on the Clerk's desk were referred to the following Committees:

House Bill No. 1124 -- Contractors -- House Government Operations Committee

House Bill No. 1461 -- Taxes -- House Finance, Ways and Means Committee

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 9, 2019**, reported the following:

FINANCE, WAYS, AND MEANS COMMITTEE

The Finance, Ways, and Means Committee recommended for passage: House Bills Nos. 1347, 950, 164, 73, 179, 182, 327, 737, 1169, 952, 1269 and Senate Joint Resolution No. 159, also House Bills Nos. 204, 839 and 940 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

HEALTH COMMITTEE

The Health Committee recommended for passage: House Bills Nos. 1023, 341, 416, 1350, 1293 and House Joint Resolution No. 133 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 1317. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bills Nos. 339 and 774 with amendments.

INSURANCE COMMITTEE

The Insurance Committee recommended for passage: House Bill No. 650. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 1300 and 753 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

JUDICIARY COMMITTEE

The Judiciary Committee recommended for passage: House Bills Nos. 754 and 1032 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 31, also House Bills Nos. 1274, 628 and 864 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

NAMING, DESIGNATING, AND PRIVATE ACTS COMMITTEE

The Naming, Designating, & Private Acts Committee recommended for passage: House Bills Nos. 1520 and 1523, also House Bills Nos. 1516, 1514 and 1522 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

STATE COMMITTEE

The State Committee recommended for passage: House Bill No. 102, also House Bills Nos. 129, 621, 1132 and 644 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 71, also House Bills Nos. 623, 1070, 1075 and 794 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee also transmitted the following to the Government Operations Committee for review: House Bill No. 1 with amendments.

REPORTS FROM STANDING COMMITTEES

The committees that met on **April 10, 2019**, reported the following:

EDUCATION COMMITTEE

The Education Committee recommended for passage: House Bills Nos. 559 and 1158, also House Bills Nos. 944, 25, 592, 808, 248, 632, 207, 209, 1374, 767, 823, 1354, 111 and 1392 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 567, 1192, 1483, 269, 1016, 664, 769, 886, 1246 and 982 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

JUDICIARY COMMITTEE

The Judiciary Committee recommended for passage: House Bills Nos. 395, 1288, 1319, 1320, 257 also House Bills Nos. 1165, 350, 760, 509, 1168, 995, 513 and House Joint Resolution No. 140 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bills Nos. 1047, 238, 799, 716, 507, 1449, 873, 1156 and 394 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee further reports that House Bill No. 987 was considered, but failed to pass.

LOCAL COMMITTEE

The Local Committee recommended for passage: House Bill No. 1278 with amendments. Under the rules, each was transmitted to the Calendar and Rules Committee.

It further recommended that the following be referred to the Finance, Ways and Means Committee: House Bill No. 983 with amendments. Pursuant to **Rule No. 72**, each was referred to the Finance, Ways and Means Committee.

The Committee further reports that House Bill No. 965 was considered, but failed to pass.

CONSENT CALENDAR

***House Bill No. 1230** -- General Assembly - As introduced, updates references to house committee names; requires that house speaker be given a copy of all reports required to

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

be submitted to the general assembly, the house of representatives, or a house committee; specifies that the rules of each house control as to appropriate committee to which a report must be submitted or before which a party is to appear in situations where the committee name may differ from what appears in TCA due to a rule change. - Amends TCA and Chapter 865 of the Public Acts of 2014. by *Casada, *Hill M, *Ramsey. (SB1234 by *Roberts)

***House Joint Resolution No. 85** -- General Assembly, Confirmation of Appointment - Neel Durbin, Textbook and Instructional Materials Quality Commission. by *Sanderson, *White.

On motion, **Senate Joint Resolution No. 120** was substituted for House Joint Resolution No. 85.

***House Bill No. 1513** -- Athens - Subject to local approval, changes the maximum amount of expenditures to the state-adopted maximum that the city, board of education, and public work or improvement may spend on a purchase unless bids are requested through advertisement; reduces the term length from two years to one year for the chairperson, vice-chairperson, secretary, and treasurer of the board of education. - Amends Chapter 455 of the Private Acts of 1953; as amended. by *Cochran. (SB1520 by *Bell)

***House Bill No. 642** -- Public Defenders - As introduced, creates the district public defender appellate division, including authorization for six appellate attorney positions. - Amends TCA Title 8, Chapter 14. by *Carter, *Lamberth, *Griffey, *Camper, *Beck, *Littleton, *Hazlewood, *Sexton C. (SB578 by *Gardenhire)

House Bill No. 503 -- Regional Authorities and Special Districts - As introduced, allows the East Tennessee regional agribusiness marketing authority to develop, market, and promote facilities for warehousing, distribution, light manufacturing, and agribusiness purposes, and enter lease purchase agreements by a two-thirds (2/3) majority vote by the board, and removes tax exempt status for any ETRAMA property sold under a lease purchase agreement. - Amends TCA Title 64, Chapter 10, Part 1. by *Eldridge, *Whitson. (SB198 by *Southerland)

On motion, House Bill No. 503 was made to conform with **Senate Bill No. 918**; the Senate Bill was substituted for the House Bill.

***House Bill No. 943** -- Salaries and Benefits - As introduced, reinstates service credits and salary increases that were suspended during 2009-2010 for assistant public defenders and assistant district attorneys. - Amends TCA Title 8, Chapter 14, Part 1 and Title 8, Chapter 7, Part 2. by *Lamberth, *Gant, *Curcio, *Camper, *Ogles, *Doggett, *Littleton, *Towns, *Parkinson, *Sexton C, *Kumar. (SB799 by *Johnson, *Stevens, *Crowe, *Akbari, *Bowling, *Gresham, *Massey, *Roberts, *Rose)

On motion, House Bill No. 943 was made to conform with **Senate Bill No. 799**; the Senate Bill was substituted for the House Bill.

***House Bill No. 495** -- Secretary of State - As introduced, clarifies only a natural person or individual may participate in fantasy sports contests offered by fantasy sports operators. - Amends TCA Section 47-18-1602. by *Halford. (SB172 by *Swann)

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

On motion, House Bill No. 495 was made to conform with **Senate Bill No. 172**; the Senate Bill was substituted for the House Bill.

***House Bill No. 1511** -- Lebanon - Subject to local approval, increases from 2 percent to 5 percent the privilege tax that may be levied on the occupancy by a transient of a hotel in Lebanon, subject to a two-thirds vote of the Lebanon city council approving the increase. - Amends Chapter 208 of the Private Acts of 1980. by *Boyd. (SB1519 by *Pody)

***House Bill No. 1505** -- Lebanon - Subject to local approval, removes the mayor pro tem as the successor to the mayor when the mayor's office becomes vacant; authorizes the council to declare a vacancy in the office of mayor and appoint a person to fill the remainder of the term. - Amends Chapter 644 of the Private Acts of 1911; as amended. by *Boyd. (SB1514 by *Pody)

***House Bill No. 1506** -- Cannon County - Subject to local approval, alters the allocation of the hotel/motel tax by distributing an amount not to exceed the amount collected in the fiscal year that ended June 30, 2018, to the chamber of commerce and the remainder to be appropriated by the county commission for any lawful purpose. - Amends Chapter 23 of the Private Acts of 2013. by *Boyd. (SB1515 by *Pody)

House Bill No. 533 -- Motor Vehicles - As introduced, exempts certain motor vehicle dismantlers and recyclers from the requirement to keep certain records of transactions of buying or selling automobile parts. - Amends TCA Section 55-17-109; Title 55, Chapter 3, Part 2 and Title 55, Chapter 5, Part 1. by *Hill T. (SB1491 by *Bailey)

On motion, House Bill No. 533 was made to conform with **Senate Bill No. 1491**; the Senate Bill was substituted for the House Bill.

***House Joint Resolution No. 418** -- Memorials, Academic Achievement - Abigail Ruth Geerholt, Top Scholar, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 419** -- Memorials, Academic Achievement - Kendall O'Bryan Frisbee, Top Scholar, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 420** -- Memorials, Academic Achievement - Claire Elizabeth Flatt, Top Scholar, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 421** -- Memorials, Academic Achievement - Rachel Marie Koch, Salutatorian, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 422** -- Memorials, Academic Achievement - Abbey Christine Miller, Top Scholar, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 423** -- Memorials, Academic Achievement - Haley Katherine Lewis, Top Scholar, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 424** -- Memorials, Academic Achievement - Paris Zeta Jones, Top Scholar, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 425** -- Memorials, Academic Achievement - Jordan Thomas Rocheleau Huff, Salutatorian, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 426** -- Memorials, Academic Achievement - Gracie Elizabeth Gumm, Salutatorian, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 427** -- Memorials, Academic Achievement - Mary Katherine Brown, Salutatorian, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 428** -- Memorials, Academic Achievement - Alexander David Ponce, Valedictorian, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 429** -- Memorials, Academic Achievement - Caroline Glenda Riley, Top Scholar, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 430** -- Memorials, Academic Achievement - Grace Victoria Riley, Top Scholar, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 431** -- Memorials, Academic Achievement - Gabrielle Nicole Steiner, Top Scholar, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 432** -- Memorials, Academic Achievement - Sukallin Sugumalwang, Top Scholar, Merrol Hyde Magnet School. by *Garrett, *Weaver, *Lamberth.

***House Joint Resolution No. 433** -- Memorials, Professional Achievement - Julie Schwarz, 2018 Christ the Teacher Award. by *Mitchell.

OBJECTION--CONSENT CALENDAR

Objection was filed to the following on the Consent Calendar:

House Bill No. 943: by Rep. Stewart

Under the rules, House Bill No. 943, was placed at the heel of the calendar for April 11, 2019.

Rep. Mitchell moved that all members voting aye on House Joint Resolution No. 433 be added as co-prime sponsors, which motion prevailed with the following members not added pursuant to the signed Sponsor Exclusion form: Reps. Ragan and Williams.

Pursuant to **Rule No. 50**, Rep. Zachary moved that all House Bills having companion Senate Bills and are on the Clerk's desk be conformed and substituted for the appropriate House Bill, all Senate Joint Resolutions confirming appointments on the Clerk's desk be substituted for House Joint Resolutions confirming the same appointments, all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House

**WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL
VERSION**

Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes	84
Noes.....	0
Present and not voting.....	3

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hill M, Hill T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Mitchell, Moon, Ogles, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--84

Representatives present and not voting were: Holt, Lamar, Miller--3

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Consent Calendar** and have this statement entered in the Journal: Rep. Daniel.

PRESENT IN CHAMBER

Reps. Haston, DeBerry and Hicks were recorded as being present in the Chamber.

REGULAR CALENDAR

House Bill No. 1271 -- Taxes, Exemption and Credits - As introduced, exempts from sales and use tax the sale of agricultural trailers and agricultural vehicles. - Amends TCA Title 55 and Title 67. by *Holt, *Shaw, *Hill T, *Lamberth, *Tillis, *Lynn, *Hazlewood, *Hicks, *DeBerry, *Gant, *Reedy, *Russell, *Moody, *Littleton, *Sherrell, *Weaver, *Halford, *Holsclaw, *Hurt, *Kumar, *Helton, *Wright, *Keisling, *Smith, *Haston, *Bricken, *Cepicky, *Byrd, *Crawford, *Daniel, *Howell, *Cochran, *Terry, *Sparks, *Ragan. (*SB713 by *Stevens, *Crowe, *Haile, *Bailey, *Bowling, *Gresham, *Hensley, *Lundberg, *Pody, *Reeves, *Rose, *Southerland, *Yager)

On motion, House Bill No. 1271 was made to conform with **Senate Bill No. 713**; the Senate Bill was substituted for the House Bill.

Rep. Holt moved that Senate Bill No. 713 be passed on third and final consideration.

Rep. Lynn moved that Finance, Ways and Means Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Holt moved that **Senate Bill No. 713** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	85
Noes.....	0
Present and not voting.....	4

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Daniel, Doggett, Dunn, Eldridge, Farmer, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulse, Hurt, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Mitchell, Moody, Moon, Ogles, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--85

Representatives present and not voting were: Dixie, Miller, Parkinson, Towns--4

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "present and not voting" to "aye" on **Senate Bill No. 713** and have this statement entered in the Journal: Rep. Haston.

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 713** and have this statement entered in the Journal: Reps. Todd and Jernigan.

REGULAR CALENDAR, CONTINUED

House Bill No. 1265 -- Economic and Community Development - As introduced, enacts the "Fair Accountability and Clarity in Tax Subsidies Act." - Amends TCA Title 4 and Title 67. by *Holt, *Littleton, *Daniel, *Hill T, *Eldridge, *Keisling, *Hicks, *Faison, *Williams, *Cepicky, *Hardaway, *Sexton C, *Dunn, *Smith, *Helton, *Sherrell. (*SB513 by *Roberts)

Rep. Holt moved that House Bill No. 1265 be passed on third and final consideration.

Rep. T. Hill moved adoption of Commerce Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1265 by deleting all language after the enacting clause and substituting the following:

SECTION 1. Tennessee Code Annotated, Section 4-3-731, is amended by adding the following as a new subsection:

(d) Notwithstanding any law to the contrary, the department shall execute a separate agreement in conjunction with any capital grant contract awarded pursuant to chapter 15 of this title, for economic development purposes. The separate agreement must reserve the right of the department to recover the amount of grants, funds, or other incentives disbursed by the department of finance and administration pursuant to the grant contract, in whole or in part, if the person or entity benefitting from the grants, funds, or other incentives fails to fulfill the commitments made by the person or entity to the department of economic and community development.

SECTION 2. Tennessee Code Annotated, Section 67-4-2109, is amended by deleting subdivisions (b)(3)(B), (b)(3)(I), and (g)(9)(i).

SECTION 3. Tennessee Code Annotated, Section 67-6-224, is amended by deleting subsection (e).

SECTION 4. This act shall take effect July 1, 2019, the public welfare requiring it. Section 1 shall apply to applicable capital grant contracts for economic development purposes executed on or after that date, the public welfare requiring it. Sections 2 and 3 shall apply to tax years beginning on or after January 1, 2019, the public welfare requiring it.

On motion, Commerce Committee Amendment No. 1 was adopted.

Rep. Holt moved that **House Bill No. 1265**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--93

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **House Bill No. 1265** and have this statement entered in the Journal: Rep. Todd.

REGULAR CALENDAR, CONTINUED

***House Joint Resolution No. 17** -- Constitutional Amendments - Proposes an amendment to the Constitution of Tennessee recognizing that our liberties do not come from government, but from Almighty God. by *Van Huss, *Hill M, *Cepicky, *Eldridge, *Griffey, *Sherrell, *Calfee, *Zachary, *Reedy, *Todd, *Hill T, *Lamberth, *Hall, *Rudd, *Ragan, *Hulsey, *Weaver, *Doggett, *Howell, *Byrd, *Leatherwood, *Powers, *Casada, *Littleton, *Moody, *Sparks, *Coley, *Sexton J, *Baum, *Keisling, *Carter, *Bricken, *DeBerry, *Holt, *White, *Kumar, *Terry, *Cochran, *Hurt, *Helton.

Rep. Van Huss requested that the Clerk read House Joint Resolution No. 17 for the first Constitutional reading, as prescribed by the Constitution of the State of Tennessee.

The Clerk read House Joint Resolution No. 17.

Rep. Van Huss moved that **House Joint Resolution No. 17** be reset for the next available Regular Calendar, for its second reading, which motion prevailed.

House Bill No. 1303 -- Education, Higher - As introduced, requires the department of correction, in partnership with the Tennessee higher education commission and the board of regents, to develop and submit to the general assembly an annual report detailing the higher education opportunities available to incarcerated individuals in this state. - Amends TCA Title 4; Title 41; Title 49 and Title 50. by *Baum, *Sherrell, *Helton, *White, *Dixie, *Potts, *Powell, *Shaw, *Camper, *Miller, *Parkinson, *Hardaway, *Clemmons, *Love, *Smith, *Hodges, *Towns, *Mitchell, *Hakeem, *Sparks, *Hawk. (*SB1061 by *Dickerson, *Robinson)

Rep. Baum moved that House Bill No. 1303 be passed on third and final consideration.

Rep. Keisling moved adoption of State Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1303 by deleting from Sections 1 and 2 the language "incarcerated individuals" wherever it may appear and substituting instead the language "eligible incarcerated individuals".

On motion, State Committee Amendment No. 1 was adopted.

Rep. Baum moved that **House Bill No. 1303**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 94
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--
94

A motion to reconsider was tabled.

***House Bill No. 1233** -- Fiscal Review Committee - As introduced, clarifies the appropriate house committee bills for which fiscal review is required to do an impact to commerce statement. - Amends TCA Title 3; Title 4; Title 8; Title 9 and Title 12. by *Casada, *Sanderson. (SB1235 by *Gardenhire)

Rep. Sanderson moved that House Bill No. 1233 be passed on third and final consideration.

Rep. Keisling moved adoption of State Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1233 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 3-7-107, is amended by deleting the section in its entirety and substituting instead the following:

(a) The speaker of the senate and the speaker of the house of representatives shall appoint an executive director of the fiscal review committee and other such personnel as the speakers determine is necessary for the efficient operation of the fiscal review committee.

(b) The executive director must be a graduate of an accredited college or university and have five (5) or more years of experience in the field of professional financial management, administrative services management or related professional managerial experience, or governmental experience in relation to the fiscal or budget process. The director serves at the pleasure of the speakers.

(c) The executive director of the fiscal review committee and other personnel must be chosen without reference to party affiliation but solely on the basis of fitness to perform the duties of the office. Personnel must be employed on recommendation of the executive director with the approval of the speakers. The speaker of the senate and the speaker of the house of representatives must determine the compensation of the executive director and other personnel.

(d) The fiscal review committee is a joint office of the general assembly.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, State Committee Amendment No. 1 was adopted.

Rep. Lamberth moved the previous question, which motion prevailed.

Rep. Sanderson moved that **House Bill No. 1233**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	69
Noes	25

**WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL
VERSION**

Present and not voting..... 1

Representatives voting aye were: Baum, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Cepicky, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Doggett, Eldridge, Farmer, Gant, Griffey, Hakeem, Halford, Hall, Haston, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hulsey, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Moody, Moon, Ogles, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Sherrell, Smith, Sparks, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, White, Whitson, Williams, Windle, Wright, Mr. Speaker Casada--69

Representatives voting no were: Beck, Camper, Chism, Clemmons, Cooper, Dixie, Freeman, Hardaway, Hawk, Hodges, Jernigan, Johnson G, Lamar, Love, Miller, Mitchell, Parkinson, Potts, Powell, Shaw, Staples, Stewart, Thompson, Towns, Weaver--25

Representatives present and not voting were: Dunn--1

A motion to reconsider was tabled.

House Bill No. 1284 -- Tobacco, Tobacco Products - As introduced, expands the Prevention of Youth Access to Tobacco and Vapor Products Act and other laws concerning juveniles' access to tobacco and vaping products to apply to hemp for smoking. - Amends TCA Title 39; Title 40 and Section 68-1-132. by *Reedy, *Ramsey, *Todd, *Helton, *Moon, *White, *Chism, *Hardaway, *Powell. (*SB360 by *Southerland, *Niceley)

On motion, House Bill No. 1284 was made to conform with **Senate Bill No. 360**; the Senate Bill was substituted for the House Bill.

Rep. Reedy moved that Senate Bill No. 360 be passed on third and final consideration.

BILL RE-REFERRED

Rep. Lamberth moved that **Senate Bill No. 360** be re-referred to the Finance, Ways & Means Committee, which motion prevailed by the following vote:

Ayes 58
Noes..... 35

Representatives voting aye were: Baum, Boyd, Bricken, Calfee, Carr, Carter, Cochran, Coley, Crawford, Curcio, DeBerry, Doggett, Dunn, Farmer, Gant, Halford, Hall, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Holsclaw, Holt, Howell, Hurt, Johnson C, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Lynn, Marsh, Mitchell, Moody, Moon, Ogles, Ragan, Rudd, Russell, Sexton C, Sherrell, Smith, Sparks, Thompson, Tillis, Todd, Travis, Vaughan, Weaver, White, Whitson, Wright, Mr. Speaker Casada--58

Representatives voting no were: Beck, Byrd, Camper, Cepicky, Chism, Clemmons, Cooper, Dixie, Eldridge, Freeman, Hakeem, Hardaway, Hodges, Hulsey, Jernigan, Johnson G,

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

Lamar, Love, Miller, Parkinson, Potts, Powell, Ramsey, Reedy, Rudder, Sanderson, Sexton J, Shaw, Stewart, Terry, Towns, Van Huss, Williams, Windle, Zachary--35

A motion to reconsider was tabled.

***House Bill No. 527** -- Health Care - As introduced, decreases from five to three business days the amount of time that an ambulance service provider has to furnish to a patient or a patient's authorized representative a copy of the patient's run record or records upon request in writing by the patient or representative. - Amends TCA Title 5; Title 7; Title 55; Title 56; Title 68 and Title 71. by *Reedy. (SB1349 by *Yager)

On motion, House Bill No. 527 was made to conform with **Senate Bill No. 1349**; the Senate Bill was substituted for the House Bill.

Rep. Reedy moved that Senate Bill No. 1349 be passed on third and final consideration.

Rep. Travis moved that Insurance Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Reedy moved that **Senate Bill No. 1349** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--94

Representatives present and not voting were: Lynn--1

A motion to reconsider was tabled.

House Bill No. 1361 -- Mobile Homes and Manufactured Buildings - As introduced, removes from the commissioner of commerce and insurance the authority to impose a monitoring inspection fee on each manufactured home produced in this state. - Amends TCA Title 13; Title 45; Title 47; Title 55; Title 62; Title 65; Title 66; Title 67 and Title 68. by *Calfee. (*SB376 by *Swann, *Massey)

Rep. Calfee moved that House Bill No. 1361 be passed on third and final consideration.

Rep. Howell moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1361 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 55-7-205, is amended by adding the following as a new subsection:

(o) Notwithstanding this section, chapter 4, part 4 of this title, or any other law or regulation to the contrary, the movement of any mobile home not exceeding fourteen feet (14') in width shall not be required to have more than one (1) escort vehicle to follow the movement, or any escort vehicle to precede the movement, on the interstate highway system or highways with four (4) or more lanes, and such movement shall not be required to have more than one (1) escort vehicle to precede the movement, or any escort vehicle to follow the movement, on two-lane highways.

SECTION 2. Tennessee Code Annotated, Section 55-4-407(a), is amended by adding the following language at the end of the subsection:

The transport of mobile homes exceeding sixteen feet (16') in height shall not be permitted.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. Calfee moved that **House Bill No. 1361**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	90
Noes.....	4
Present and not voting.....	2

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Cochran, Coley, Crawford, Curcio, Daniel, DeBerry, Dixie,

1200

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Terry, Thompson, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--90

Representatives voting no were: Clemmons, Parkinson, Stewart, Towns--4

Representatives present and not voting were: Cooper, Lamar--2

A motion to reconsider was tabled.

***House Bill No. 184** -- Insurance, Health, Accident - As introduced, enacts the "Proton Therapy Access Act," which requires health insurance coverage to cover hypofractionated proton therapy in the same manner as it covers intensity modulated radiation therapy under certain conditions. - Amends TCA Title 8; Title 56 and Title 71. by *Smith, *Sexton C, *Lamberth, *Casada, *Terry, *Hill M, *Dunn, *Holt, *Hill T, *Lynn, *Sanderson, *Howell, *Faison, *Byrd, *Zachary, *Daniel, *Holsclaw, *Moon, *Crawford, *Rudd, *DeBerry, *Jernigan, *Hulsey, *Sparks, *Carr, *Halford, *Boyd, *Moody, *Carter, *Calfee, *Weaver, *Hicks, *Thompson, *Hodges, *White, *Johnson G, *Reedy, *Cepicky, *Haston, *Hardaway, *Ogles, *Doggett, *Helton, *Hurt, *Coley, *Ramsey, *Camper, *Sherrell, *Keisling, *Sexton J. (SB195 by *Massey, *Swann, *Jackson, *Briggs, *Pody, *Bowling, *White, *Hensley, *Yarbro, *Crowe, *Niceley, *Southerland, *Haile, *Rose)

On motion, House Bill No. 184 was made to conform with **Senate Bill No. 195**; the Senate Bill was substituted for the House Bill.

Rep. Smith moved that Senate Bill No. 195 be passed on third and final consideration.

Rep. Lynn moved that Pensions and Insurance Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Smith moved that **Senate Bill No. 195** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	94
Noes.....	0
Present and not voting.....	1

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt,

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--94

Representatives present and not voting were: Curcio--1

A motion to reconsider was tabled.

House Bill No. 1367 -- Medical Occupations - As introduced, authorizes the joint report regarding the current status of emergency medical services for children prepared by the board for licensing health care facilities and the emergency medical services board to be submitted electronically. - Amends TCA Title 63 and Title 68. by *Tillis, *Smith, *Helton, *Parkinson. (*SB1022 by *Reeves)

Rep. Tillis moved that House Bill No. 1367 be passed on third and final consideration.

Rep. Terry moved adoption of Health Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 1367 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 68, Chapter 140, Part 3, is amended by adding the following new section:

Notwithstanding any law to the contrary, a person who is licensed, registered, or certificated to provide emergency medical services in this state and who is required by statute or rule to keep proof of their license, registration, or certification on their person may satisfy that requirement by providing the proof by electronic means.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Health Committee Amendment No. 1 was adopted.

Rep. Tillis moved that **House Bill No. 1367**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes..... 0

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Weaver, White, Whitson, Williams, Windle, Wright, Mr. Speaker Casada--92

A motion to reconsider was tabled.

***House Bill No. 193** -- Expunction - As introduced, permits an eligible petitioner to have multiple, nonviolent convictions for offenses that resulted from the petitioner's status as a victim of human trafficking expunged if the expunction is in the best interest of justice and public safety. - Amends TCA Title 39 and Title 40, Chapter 32. by *Carter, *Helton, *Smith, *Hazlewood, *Hakeem, *Lafferty, *Moody, *Clemmons, *Coley, *Parkinson, *Love, *White, *Sherrell, *Staples, *Powell, *Hodges, *Potts, *Littleton, *Camper, *Miller, *Hardaway, *Lamar. (SB577 by *Gardenhire, *Robinson, *White, *Bowling, *Briggs, *Massey, *Stevens)

On motion, House Bill No. 193 was made to conform with **Senate Bill No. 577**; the Senate Bill was substituted for the House Bill.

Rep. Carter moved that Senate Bill No. 577 be passed on third and final consideration.

Rep. Curcio moved that House Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Curcio moved that the House reconsider its action in withdrawing Judiciary Committee Amendment No. 1, which motion prevailed.

Rep. Curcio moved adoption of Judiciary Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 577 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 40, Chapter 32, is amended by adding the following new section:

40-32-105.

(a) Notwithstanding § 40-32-101, a person may file a petition for expunction of that person's public records involving offenses related to the person's status as a victim of human trafficking.

(b) In order to be eligible for expunction pursuant to this section, the petitioner must meet the following requirements:

1203

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(1) At the time of the filing of the petition for expunction at least one (1) year has elapsed since the completion of the sentence imposed for the petitioner's most recent criminal offense;

(2) The petitioner has fulfilled the following requirements of the sentence imposed by any court in which the individual was convicted of an offense:

(A) Completion of any term of imprisonment or probation;

(B) Meeting all conditions of supervised or unsupervised release; and

(C) If so required by the conditions of any of the sentences imposed, remaining free from dependency on or abuse of alcohol or a controlled substance or other prohibited substance for a period of not less than one (1) year;

(3) The petitioner has not been convicted of any criminal offense during the one (1) year prior to filing the petition and is not subject to any pending criminal charges;

(4) At least one (1) of the convictions to be expunged was for prostitution, as prohibited by § 39-13-513;

(5) The petitioner has not had public records previously expunged pursuant to this section;

(6) The convictions to be expunged:

(A) Did not have as an element the use, attempted use, or threatened use of physical force against the person of another;

(B) Did not involve the use or possession of a deadly weapon; and

(C) Are individually eligible for expunction under § 40-32-101(g); and

(7) Each of the convictions to be expunged resulted from the petitioner's status as a victim of human trafficking, under § 39-13-314. The petitioner may provide evidence of this requirement by testimony or affidavit. This subdivision (b)(6) does not require a conviction for an offense of which the petitioner was the victim. Any offense to be expunged must have occurred on or after the date on which the petitioner became a victim of human trafficking, as determined by the court.

(c) A person seeking expunction pursuant to this section must petition the court in which the person was most recently convicted of an offense. Upon filing of the petition, the clerk must serve the petition on the district attorneys general for each jurisdiction in which the petitioner has been convicted of an offense that is to be expunged. Not later than sixty (60) days after service of the petition, the district attorneys general may submit recommendations to the court and provide a copy of such recommendations to the petitioner.

(d) Both the petitioner and the district attorneys general may file evidence with the court relating to the petition. If necessary, the court may schedule a hearing for the purpose of taking testimony from the petitioner and any other interested persons. In making a decision on the petition, the court shall consider all evidence and weigh the interests of the petitioner against the best interests of justice and public safety.

(e) If the court determines that the petitioner meets the requirements of subsection (b) and that the expunction is in the best interests of justice and public safety, the court shall order the person's records involving convictions resulting from the person's status as a victim of human trafficking expunged.

(f) If the court denies the petition, the petitioner may not file another such petition until at least two (2) years from the date of the denial.

(g) The district attorneys general conference shall create, by September 1, 2019, a simple form to enable a lay person to petition the court for expunction under this section.

(h) The petition and proposed order must be prepared by the office of the district attorney general and given to the petitioner to be filed with the clerk of the court. A petitioner is entitled to a copy of the order of expunction and such copy is sufficient proof that the person named in the order is no longer under any disability, disqualification, or other adverse consequence resulting from the expunged convictions.

(i)

(1) Notwithstanding any other law to the contrary, an order of expunction granted pursuant to this section entitles the petitioner to have all public records of the expunged convictions destroyed in the manner set forth in this section.

(2) An expunction granted pursuant to this section has the legal effect of restoring the petitioner, in the contemplation of the law, to the same status occupied before the arrest, indictment, information, trial, and conviction for the expunged offenses. Once the expunction order is granted, no direct or indirect collateral consequences that are generally or specifically attendant to the petitioner's conviction by any law shall be imposed or continued.

(3) A petitioner with respect to whom an order has been granted under this section is not guilty of perjury or otherwise giving a false statement by reason of the person's failure to recite or acknowledge the arrest, indictment, information, trial, or conviction in response to any inquiry made of the petitioner for any purpose.

(4) As used in this section, expunction means, in contemplation of law, the conviction for the expunged offenses never occurred and the person shall not suffer any adverse effects or direct disabilities by virtue of the criminal offenses that were expunged.

(5) Notwithstanding § 39-17-1307(b)(1)(B) and (c), a petitioner whose petition is granted pursuant to this section, and who is otherwise eligible under state or federal law to possess a firearm, is eligible to purchase a firearm pursuant to § 39-17-1316 and apply for and be granted a handgun carry permit pursuant to § 39-17-1351.

(j) The clerk of the court maintaining records expunged pursuant to this section shall keep such records confidential. The records are not public and may only be used to enhance a sentence if the petitioner is subsequently charged and convicted of another crime. This confidential record is only accessible to the district attorney general, the defendant, the defendant's attorney, and the circuit or criminal court judge.

(k) Upon filing the petition, the petitioner shall pay the clerk of court a fee, as described in § 40-32-101(g)(9).

SECTION 2. This act shall take effect July 1, 2019, the public welfare requiring it.

On motion, Judiciary Committee Amendment No. 1 was adopted.

Rep. Carter moved that **Senate Bill No. 577**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

***Senate Joint Resolution No. 1** -- Constitutional Amendments - Proposes amendment to Article VI, Section 5 to provide for the selection of the attorney general and reporter for the state with nomination by the supreme court and confirmation by the general assembly. by *Yager, *Bowling, *Gresham. (*Carter, *Leatherwood, *Howell)

Rep. Carter requested that the Clerk read Senate Joint Resolution No. 1 for the first Constitutional reading, as prescribed by the Constitution of the State of Tennessee.

The Clerk read Senate Joint Resolution No. 1.

Rep. Carter moved that **Senate Joint Resolution No. 1** be reset for the next available Regular Calendar, for its second reading, which motion prevailed.

House Bill No. 1089 -- Annexation - As introduced, specifies that all property owners, rather than just residents, of a territory proposed for annexation may vote in the referendum on the question of annexation. - Amends TCA Title 6, Chapter 51, Part 1. by *Whitson, *Vaughan, *Bricken, *Helton, *Hardaway. (*SB557 by *Johnson)

On motion, House Bill No. 1089 was made to conform with **Senate Bill No. 557**; the Senate Bill was substituted for the House Bill.

Rep. Whitson moved that Senate Bill No. 557 be passed on third and final consideration.

Rep. Crawford moved adoption of Local Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 557 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 6-51-105(a), is amended by deleting the language "who reside in the territory proposed for annexation" and substituting instead the language "who reside in or own property in the territory proposed for annexation; provided, that not more than two (2) persons are entitled to vote based upon ownership of an individual tract of property, regardless of the number of owners of such property."

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Local Committee Amendment No. 1 was adopted.

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Whitson moved that **Senate Bill No. 557**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	85
Noes.....	8
Present and not voting.....	2

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Clemmons, Cochran, Coley, Cooper, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamberth, Littleton, Love, Lynn, Marsh, Moody, Moon, Ogles, Potts, Powell, Ragan, Ramsey, Reedy, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Terry, Tillis, Todd, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--85

Representatives voting no were: Crawford, Lamar, Leatherwood, Miller, Parkinson, Stewart, Thompson, Towns--8

Representatives present and not voting were: Chism, Rudd--2

A motion to reconsider was tabled.

***House Bill No. 1064** -- Contractors - As introduced, requires contractors licensed after January 1, 2009, to complete eight hours of continuing education biennially beginning January 1, 2020; allows contractor to count current membership in a board-approved professional trade association as four hours of credit biennially. - Amends TCA Title 4, Chapter 5 and Title 62, Chapter 6. by *Vaughan, *Leatherwood, *Hardaway, *Potts, *Chism, *Helton. (SB1336 by *Southerland)

On motion, House Bill No. 1064 was made to conform with **Senate Bill No. 1336**; the Senate Bill was substituted for the House Bill.

Rep. Vaughan moved that Senate Bill No. 1336 be passed on third and final consideration.

Rep. T. Hill moved that Commerce Committee Amendment No. 1 be withdrawn, which motion prevailed.

**WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL
VERSION**

Rep. Vaughan moved that **Senate Bill No. 1336** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	91
Noes.....	1
Present and not voting.....	3

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Windle, Wright, Zachary, Mr. Speaker Casada--91

Representatives voting no were: Howell--1

Representatives present and not voting were: Dixie, Ogles, Williams--3

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 1336** and have this statement entered in the Journal: Rep. Hulsey.

REGULAR CALENDAR, CONTINUED

***House Bill No. 930** -- Taxes, Sales - As introduced, extends reporting requirement to department of revenue by wholesalers of food, candy, or nonalcoholic beverages regarding net sales of such products to retailers by deleting provision that repeals such requirement on July 1, 2019. - Amends TCA Section 67-6-410. by *Lamberth, *Gant, *Hicks, *Helton, *Moon. (SB786 by *Johnson, *Bell)

On motion, House Bill No. 930 was made to conform with **Senate Bill No. 786**; the Senate Bill was substituted for the House Bill.

Rep. Hicks moved that Senate Bill No. 786 be passed on third and final consideration.

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Lynn moved that Finance, Ways and Means Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Hicks moved that **Senate Bill No. 786** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

REQUEST TO CHANGE VOTE

Pursuant to **Rule No. 31**, the following member desires to change their original stand from "not voting" to "aye" on **Senate Bill No. 786** and have this statement entered in the Journal: Rep. Hulsey.

REGULAR CALENDAR, CONTINUED

***House Bill No. 942** -- Controlled Substances - As introduced, increases the penalty to a Class B felony for 15 grams or more or a Class A felony for 150 grams or more of fentanyl, carfentanil, remifentanil, alfentanil, thiafentanil, or any fentanyl derivative or analogue. - Amends TCA Title 39, Chapter 17, Part 4. by *Lamberth, *Gant, *Farmer, *White, *Love, *Curcio, *Camper, *Ogles, *Doggett, *Cepicky, *Terry, *Littleton, *Parkinson, *Towns, *Smith, *Zachary, *Crawford, *Byrd, *Howell, *Coley, *Hardaway, *Haston, *Lamar, *Potts, *Sherrell, *Beck, *Cooper, *Helton. (SB798 by *Johnson, *Yager, *Akbari, *Hensley, *Jackson, *Massey, *Rose, *Stevens, *White, *Yarbro)

On motion, House Bill No. 942 was made to conform with **Senate Bill No. 798**; the Senate Bill was substituted for the House Bill.

Rep. Farmer moved that Senate Bill No. 798 be passed on third and final consideration.

Rep. Lynn moved adoption of Finance, Ways, and Means Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND Senate Bill No. 798 by adding the following new section immediately preceding the last section and renumbering that section accordingly:

SECTION 3. Tennessee Code Annotated, Section 39-17-417, is amended by deleting the language "listed in subdivisions (i)(1)-(11)" wherever it appears and substituting instead the language "listed in subdivisions (i)(1)-(12)".

On motion, Finance, Ways, and Means Committee Amendment No. 1 was adopted.

Rep. Farmer moved that **Senate Bill No. 798**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

***House Bill No. 353** -- Professions and Occupations - As introduced, allows persons who receive certified occupational training as a prisoner or a student in a high school technical training class to receive equivalent credit toward an occupational license relating to the training received. - Amends TCA Title 4, Chapter 6, Part 1; Title 37; Title 38; Title 41; Title 49; Title 62 and Title 63. by *Daniel, *Sexton J, *White, *Cooper, *Parkinson, *Hardaway, *Potts, *Staples, *Chism, *Hodges, *Miller. (SB571 by *Bowling, *Niceley)

Rep. Daniel moved that House Bill No. 353 be passed on third and final consideration.

Rep. T. Hill moved adoption of Commerce Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 353 by deleting all language after the caption and substituting instead the following:

WHEREAS, it is the public policy of this state to enable persons to pursue entrepreneurial and career opportunities of their choice; and

WHEREAS, many young persons in this state have left school with no more than a high school diploma, all but guaranteeing themselves a future of low-wage work and becoming a drain on the state's economy; and

WHEREAS, with the appropriate guidance and training, young adults who seek to increase their skills through career and technical training can develop a greater sense of self-worth and contribute significantly to this state; and

WHEREAS, increasing education initiatives and opportunities for prisoners is critical to lowering recidivism rates, thus saving taxpayers millions of dollars in the process; and

WHEREAS, the creation of a mechanism for career and technical training is a critical step in providing former inmates the opportunity to make sustainable incomes after their release and creating a pool of skilled workers that is beneficial to our state's economy; and

WHEREAS, it is imperative that this state takes the initiative to create opportunities for persons seeking to ensure a better life for themselves and their families; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 11, Part 1, is amended by adding the following as a new section:

(a) Persons who receive certified comprehensive career and technical training in high school and post high school pursuant to § 49-11-104 are eligible to receive

equivalent credit towards the receipt of professional and occupational licenses relating to the training received. This section applies to all professions and occupations regulated under title 62, except for certified public accountants, regulated under title 62, chapter 1, and architects and engineers, regulated under title 62, chapter 2.

(b)

(1) The high school and post high school training received under this chapter must be consistent with the requirements for licensure by licensing authorities in order for persons to be eligible for equivalent credit under subsection (a).

(2) Any person aggrieved by the decision of a licensing authority concerning eligibility for equivalent credit under this section may appeal to the commissioner of commerce and insurance or the commissioner's designee for a determination of whether the training meets the requirements for licensure. An appeal under this subdivision (b)(2) must be conducted in the same manner as is provided in § 4-5-322, for a contested case hearing under the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

(c) The commissioner of commerce and insurance, in collaboration with the state board of education and the various departments charged with supervision of licensing authorities shall promulgate rules to effectuate the purposes of this act. All rules must be promulgated in accordance with the provisions of the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 2. Tennessee Code Annotated, Title 4, Chapter 6, Part 1, is amended by adding the following as a new section:

(a) Persons who receive certified occupational, career, or technical training in schools or correctional institutions pursuant to this chapter are eligible to receive equivalent credit towards the receipt of an occupational license relating to the training received.

(b)

(1) The occupational, career, or technical training received pursuant to title 4, chapter 6 must be consistent with the requirements for licensure by licensing authorities in order for persons to be eligible for equivalent credit under subsection (a).

(2) Any person aggrieved by the decision of a licensing authority concerning eligibility for equivalent credit under this section may appeal to the commissioner of commerce and insurance or the commissioner's designee for a determination of whether the training meets the requirements for licensure. An appeal under this subdivision (b)(2) must be conducted in the same manner as is provided in § 4-5-322, for a contested case hearing under the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

(c) The commissioner of commerce and insurance, in collaboration with the commissioner of correction and the various departments charged with supervision of licensing authorities shall promulgate rules to effectuate the purposes of this act. All rules must be promulgated in accordance with the provisions of the Uniform Administrative Procedures Act, compiled in title 4, chapter 5.

SECTION 3. For the purpose of promulgating rules, this act shall take effect July 1, 2019, the public welfare requiring it. For all other purposes, this act shall take effect January 1, 2020, the public welfare requiring it.

On motion, Commerce Committee Amendment No. 1 was adopted.

Rep. Daniel moved that **House Bill No. 353**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 95
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulse, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--95

A motion to reconsider was tabled.

***House Bill No. 941** -- Expunction - As introduced, removes \$180 fee for an individual petitioning the court for an expunction of certain criminal offenses; removes \$350 fee for a defendant applying for expunction of an offense following the completion of a diversion program. - Amends TCA Title 40, Chapter 32 and Title 40, Chapter 35. by *Lamberth, *Gant, *Curcio, *Carter, *Littleton, *Mitchell, *Sherrell, *Doggett, *Garrett, *Sanderson, *Parkinson, *Towns, *Ogles, *Faison, *Camper, *Hazlewood, *Kumar, *Bricken, *Cepicky, *Leatherwood, *Hardaway, *Powell, *Chism, *Clemmons, *White, *Hakeem, *Lamar, *Hurt, *Daniel, *Love, *Dixie, *Helton, *Sparks, *Vaughan, *Holt, *Potts, *Sexton J, *Thompson, *Hodges, *Todd, *Byrd, *Staples, *Terry, *Stewart, *Shaw, *Cooper, *Miller, *Cochran, *Haston, *Tillis, *Weaver, *Zachary, *DeBerry, *Coley. (SB797 by *Johnson, *Dickerson, *Akbari, *Robinson, *Gilmore, *Jackson, *Massey, *Pody, *Rose, *Yarbro)

On motion, House Bill No. 941 was made to conform with **Senate Bill No. 797**; the Senate Bill was substituted for the House Bill.

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Lamberth moved that Senate Bill No. 797 be passed on third and final consideration.

Rep. Curcio moved that Judiciary Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. Lamberth moved that **Senate Bill No. 797** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 96
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--96

A motion to reconsider was tabled.

***House Bill No. 949** -- Scholarships and Financial Aid - As introduced, enacts the Governor's Investment in Vocational Education Act; specifies that financial assistance received for all dual enrollment courses attempted after the fourth dual enrollment course reduces any subsequent award of the Tennessee HOPE scholarship. - Amends TCA Section 49-4-930. by *Lamberth, *Gant, *White, *Powers, *Griffey, *Doggett, *Cepicky, *DeBerry, *Weaver, *Sexton C, *Tillis, *Eldridge, *Helton, *Moon, *Leatherwood, *Hardaway, *Hurt, *Lamar, *Stewart, *Cooper, *Coley, *Todd, *Hall, *Moody, *Vaughan, *Haston, *Keisling, *Russell, *Ramsey, *Powell, *Johnson G, *Chism, *Jernigan, *Freeman, *Thompson, *Mitchell, *Miller, *Potts, *Windle, *Parkinson, *Hodges, *Bricken, *Reedy, *Van Huss, *Smith, *Ogles, *Marsh, *Hakeem, *Byrd, *Camper, *Kumar, *Sexton J, *Sherrell, *Sparks, *Towns, *Wright, *Staples, *Howell, *Zachary, *Crawford, *Lynn, *Hicks, *Terry, *Cochran, *Dixie, *Whitson. (SB805 by *Johnson, *Yager, *Akbari, *Bowling, *Crowe, *Gilmore, *Gresham, *Haile, *Hensley, *Jackson, *Kurita, *Massey, *Niceley, *Pody, *Roberts, *Rose, *Southerland, *Stevens, *White)

On motion, House Bill No. 949 was made to conform with **Senate Bill No. 805**; the Senate Bill was substituted for the House Bill.

Rep. White moved that Senate Bill No. 805 be passed on third and final consideration.

Rep. Haston moved that Education Committee Amendment No. 1 be withdrawn, which motion prevailed.

Rep. White moved that **Senate Bill No. 805** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Powell, Ragan, Ramsey, Reedy, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--92

A motion to reconsider was tabled.

***House Joint Resolution No. 122** -- Constitutional Amendments - Proposes an amendment to the Constitution of Tennessee to provide for the exercise of powers and duties of the governor during disability. by *Lamberth, *Sexton C.

Rep. Lamberth moved adoption of House Joint Resolution No. 122.

Rep. Keisling moved adoption of State Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Joint Resolution No. 122 by deleting the first resolving clause and substituting instead the following:

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE ONE HUNDRED ELEVENTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE SENATE CONCURRING, that a majority of all the members of each house concurring, as shown by the yeas and nays entered on their journals, that it is proposed that Article III, Section 12 of the Constitution of Tennessee be amended by adding the following language immediately following the current language in the Section:

Whenever the Governor transmits to the Secretary of State, the Speaker of the Senate, and the Speaker of the House of Representatives, a written declaration that the Governor is unable to discharge the powers and duties of the office, the powers and duties of the office of Governor shall be temporarily discharged by the Speaker of the Senate as Acting Governor, or if that office is unoccupied, then by the Speaker of the House of Representatives as Acting

Governor, until the Governor transmits to the same officials a written declaration that the Governor is able to discharge the powers and duties of the office.

Whenever a majority of five commissioners of administrative departments of the Executive Department designated by general law transmits to the Secretary of State, the Speaker of the Senate, and the Speaker of the House of Representatives their written declaration that the Governor is unable to discharge the powers and duties of the office, the Speaker of the Senate shall immediately assume the powers and duties of the office as Acting Governor, or if that office is unoccupied, then the Speaker of the House of Representatives shall immediately assume the powers and duties of the office as Acting Governor, until the Governor transmits to the same officials a written declaration that the Governor is able to discharge the powers and duties of the office.

Whenever a Speaker is temporarily discharging the powers and duties of the office of Governor as Acting Governor, such Speaker shall not be required to resign the Speaker's position as the Speaker or to resign as a member of the general assembly and shall retain the Speaker's salary and not receive the Governor's salary, but such Speaker shall not preside as Speaker or vote as a member of the general assembly during the time the Speaker is Acting Governor.

On motion, State Committee Amendment No. 1 was adopted.

Rep. Lamberth requested that the Clerk read House Joint Resolution No. 122, as amended for the first Constitutional reading, as prescribed by the Constitution of the State of Tennessee.

The Clerk read House Joint Resolution No. 122, as amended.

Rep. Lamberth moved that **House Joint Resolution No. 122** be reset for the next available Regular Calendar, for its second reading, which motion prevailed.

***House Bill No. 705** -- Criminal Procedure - As introduced, adds the sale or distribution of a substance containing fentanyl, carfentanil, or any opiate with the intent and premeditation to commit murder as an aggravating circumstance for the imposition of the death penalty or imprisonment for life without the possibility of parole. - Amends TCA Title 39. by *Lamberth, *White, *Sherrell, *Griffey, *Doggett, *Sexton C, *Terry, *Cepicky, *Love, *Todd, *Moody, *Littleton, *Hardaway. (SB1368 by *Yager)

Rep. Lamberth moved that **House Bill No. 705** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes	93
Noes.....	0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Howell,

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--93

A motion to reconsider was tabled.

EXCUSED

The Speaker announced that the following member has been excused, pursuant to request under **Rule No. 20**:

Representative Powell

REGULAR CALENDAR, CONTINUED

***House Bill No. 1498** -- Mental Illness - As introduced, permits a court to commit a person scheduled to be released from a correctional facility to the custody of the commissioner of mental health and substance abuse services for inpatient treatment based on clear and convincing evidence that the person poses a substantial likelihood of serious harm if released from custody. - Amends TCA Title 33; Title 40 and Title 41. by *Lamberth, *Gant, *Terry, *Helton, *Dixie, *Smith, *Hardaway. (SB1340 by *White)

Rep. Lamberth moved that **House Bill No. 1498** be reset for the Regular Calendar on April 17, 2019, which motion prevailed.

***House Bill No. 76** -- Motor Vehicles, Titling and Registration - As introduced, authorizes military and memorial plates to be personalized; requires payment of a fee to defray the costs of designing and manufacturing the personalized plates. - Amends TCA Title 55, Chapter 4. by *Sexton C, *Hodges, *Bricken, *Todd. (SB1489 by *Bailey)

Rep. C. Sexton moved that House Bill No. 76 be passed on third and final consideration.

Rep. Howell moved adoption of Transportation Committee Amendment No. 1 as follows:

Amendment No. 1

AMEND House Bill No. 76 by adding the following at the end of the amendatory language in subsection (e) of SECTION 1:

Nothing in this subsection (e) authorizes the removal or other redesign of any distinctive identification legend or letters required to be included on memorial or military plates.

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

On motion, Transportation Committee Amendment No. 1 was adopted.

Rep. C. Sexton moved that **House Bill No. 76**, as amended, be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 92
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--92

A motion to reconsider was tabled.

Senate Bill No. 1493 -- Motor Vehicles - As introduced, removes requirement that a towing firm wait 30 days to proceed to sell a vehicle taken into custody; makes other related revisions. - Amends TCA Title 55, Chapter 16 and Title 55, Chapter 23. by *Bailey. (*HB538 by *Howell, *Russell)

Further consideration of Senate Bill No. 1493 previously considered on April 4, 2019, at which time the House substituted the Senate Bill for the House Bill and adopted Transportation Committee Amendment No. 1, at which time it was reset to today's Regular Calendar.

Rep. Howell moved that **Senate Bill No. 1493** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, DeBerry, Dixie, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--93

A motion to reconsider was tabled.

***House Joint Resolution No. 347** -- Memorials, Public Service - President Trump, U.S.-Mexico-Canada Agreement. by *Hill T, *Ragan, *Todd, *Sexton J.

Further consideration of House Joint Resolution No. 347, previously considered on March 25, 2019, March 28, 2019 and April 4, 2019, at which time it was reset for today's Regular Calendar.

BILL HELD ON DESK

Rep. T. Hill moved that **House Joint Resolution No. 347** be held on the Clerk's desk, which motion prevailed.

MESSAGE CALENDAR

HOUSE ACTION ON SENATE AMENDMENTS

***House Bill No. 12** -- Business and Commerce - As introduced, prohibits local governments from requiring licenses for businesses that are operated only occasionally and by persons under 18 years of age; prohibits local governments from charging fees to operate home-based businesses, unless the combined offsite impact of the home-based business and the primary residential use materially exceed the offsite impact of the primary residential use alone. - Amends TCA Title 5, Chapter 1, Part 1 and Title 6, Chapter 54, Part 1. by *Lafferty, *Daniel, *Todd, *Reedy, *Parkinson, *Lamar, *Sparks, *Williams, *Hardaway, *Terry, *Sexton C, *Camper, *White, *Zachary, *Holt, *Faison, *Dixie, *Helton, *Moon, *Smith. (SB433 by *Bell, *Stevens)

Senate Amendment No. 1

AMEND House Bill No. 12 by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 5, Chapter 1, Part 1, is amended by adding the following as a new section:

(a) As used in this section:

(1) "Business" means any enterprise carried on for the purpose of gain or economic profit; and

(2) "Gross receipts":

(A) Means all receipts from whatever sources derived before any deductions; and

(B) Does not include tips, gratuities, or other amounts customarily assumed to be intended for the person who has served the customer or client.

(b) Notwithstanding any law to the contrary, a county shall not require a license, permit, or any other form of regulation for a business that:

(1) Is operated solely by a person or persons under eighteen (18) years of age;

(2) Is located on private property with the permission of the property owner; and

(3) Generates gross receipts of three thousand dollars (\$3,000) or less in a calendar year.

SECTION 2. Tennessee Code Annotated, Title 6, Chapter 54, Part 1, is amended by adding the following as a new section:

(a) As used in this section:

(1) "Business" means any enterprise carried on for the purpose of gain or economic profit; and

(2) "Gross receipts":

(A) Means all receipts from whatever sources derived before any deductions; and

(B) Does not include tips, gratuities, or other amounts customarily assumed to be intended for the person who has served the customer or client.

(b) Notwithstanding any law to the contrary, a municipality shall not require a license, permit, or any other form of regulation for a business that:

(1) Is operated solely by a person or persons under eighteen (18) years of age;

(2) Is located on private property with the permission of the property owner; and

(3) Generates gross receipts of three thousand dollars (\$3,000) or less in a calendar year.

SECTION 3. This act shall take effect July 1, 2019, the public welfare requiring it.

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

Rep. Lafferty moved that the House concur in Senate Amendment No. 1 to **House Bill No. 12**, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, DeBerry, Dixie, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--93

A motion to reconsider was tabled.

***House Bill No. 478** -- Sunset Laws - As introduced, extends the Tennessee public television council to June 30, 2025. - Amends TCA Title 4, Chapter 29 and Title 49, Chapter 50, Part 9. by *Daniel, *Hardaway. (SB146 by *Roberts)

Senate Amendment No. 1

AMEND House Bill No. 478 by inserting the following new section immediately preceding the last section and renumbering the subsequent section accordingly:

SECTION ____ Tennessee Code Annotated, Section 49-50-905(d)(3), is amended by deleting the subdivision and substituting instead the following:

Submitting annual reports of service provided and requests for appropriations to the governor, the chair of the government operations committee of the senate, the chair of the government operations committee of the house of representatives, and other appropriate committees of the general assembly.

Rep. Daniel moved that the House concur in Senate Amendment No. 1 to **House Bill No. 478**, which motion prevailed by the following vote:

Ayes 93
Noes..... 0

Representatives voting aye were: Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt,

WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL VERSION

Howell, Hulseley, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada--93

A motion to reconsider was tabled.

UNFINISHED BUSINESS

MOTION TO PLACE BILL ON CALENDAR

Rep. Lamberth moved that **House Bill No. 524** be heard in the Finance, Ways & Means Committee today, which motion prevailed.

RULES SUSPENDED

Rep. Daniel moved that the rules be suspended for the purpose of introducing House Resolution No. 77 out of order, which motion prevailed.

House Resolution No. 77 -- Memorials, Recognition - Suzanne French. by *Daniel, *Littleton.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Rep. Daniel, the resolution was adopted.

A motion to reconsider was tabled.

SPONSORS ADDED

Under **Rule No. 43**, the following members were permitted to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Joint Resolution No. 17 Reps. Terry, Cochran, Hurt and Helton as prime sponsors.

House Joint Resolution No. 347 Rep. J. Sexton as prime sponsor.

House Bill No. 1 Rep. Ramsey as Fourth prime sponsor.

1223

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**WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL
VERSION**

House Bill No. 1 Rep. Tillis as Fifth prime sponsor.

House Bill No. 316 Rep. Reedy as prime sponsor.

House Bill No. 573 Rep. Smith as prime sponsor.

House Bill No. 716 Reps. Hulse, Rudd, Freeman, Potts and Hodges as prime sponsors.

House Bill No. 794 Reps. Hazlewood, Jernigan and White as prime sponsors.

House Bill No. 808 Rep. Leatherwood as prime sponsor.

House Bill No. 810 Rep. Van Huss as prime sponsor.

House Bill No. 873 Rep. Towns as prime sponsor.

House Bill No. 919 Rep. Smith as prime sponsor.

House Bill No. 943 Rep. Powers as prime sponsor.

House Bill No. 1077 Reps. Whitson and Casada as prime sponsors.

House Bill No. 1284 Reps. Helton, Moon, White, Chism, Hardaway and Powell as prime sponsors.

House Bill No. 1423 Reps. Carter, Moon and Ramsey as prime sponsors.

House Bill No. 1498 Reps. Smith and Hardaway as prime sponsors.

SPONSORS REMOVED

On Motion, Rep. Mitchell was removed as sponsor of **House Bill No. 1284**.

**ENROLLED BILLS
April 10, 2019**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 283, 856, 912 and 1245; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
April 10, 2019**

1224

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**WEDNESDAY, APRIL 10, 2019 -- TWENTY-SIXTH LEGISLATIVE DAY UNOFFICIAL
VERSION**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Joint Resolutions Nos. 107, 267, 369, 370, 378, 379, 380, 381, 382, 384, 385, 386, 387, 388, 389, 390, 391 and 392; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 10, 2019**

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 107, 267, 369, 370, 378, 379, 380, 381, 382, 384, 385, 386, 387, 388, 389, 390, 391 and 392.

GREG GLASS, Chief Engrossing Clerk

**REPORT OF CHIEF ENGROSSING CLERK
April 10, 2019**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Bills Nos. 33, 48, 84, 170, 233, 272, 447, 854, 925, 963, 1112, 1154, 1501 and 1507; for his action.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
April 10, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution No. 120; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**SIGNED
April 10, 2019**

The Speaker announced that he had signed the following: Senate Joint Resolution No. 120.

TAMMY LETZLER, Chief Clerk

**ENROLLED BILLS
April 10, 2019**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bills Nos. 12 and 478; and find same correctly enrolled and ready for the signatures of the Speakers.

GREG GLASS, Chief Engrossing Clerk

**ENROLLED BILLS
April 10, 2019**

1225

This is a draft version of the House Journal and is to be considered UNOFFICIAL. It will become the official record of the House after it has been adopted by the House.

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Resolution No. 77; and find same correctly enrolled and ready for the signature of the Speaker.

GREG GLASS, Chief Engrossing Clerk

**SIGNED
April 10, 2019**

The Speaker announced that he had signed the following: House Resolution No. 77.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE SENATE
April 10, 2019**

MR. SPEAKER: I am directed to return to the House, House Joint Resolutions Nos. 107, 267, 369, 370, 378, 379, 380, 381, 382, 384, 385, 386, 387, 388, 389, 390, 391 and 392; signed by the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

**ENGROSSED BILLS
April 10, 2019**

MR. SPEAKER: The following bills have been examined, engrossed and are ready for transmission to the Senate: House Bills Nos. 76, 353, 642, 705, 1230, 1233, 1265, 1303, 1361, 1367, 1505, 1506, 1511 and 1513; House Joint Resolutions Nos. 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432 and 433.

GREG GLASS, Chief Engrossing Clerk

**MESSAGE FROM THE GOVERNOR
April 10, 2019**

MR. SPEAKER: I am directed by the Governor to return herewith: House Joint Resolution No. 134; with his approval.

LANG WISEMAN, Deputy and Counsel to the Governor

**MESSAGE FROM THE SENATE
April 10, 2019**

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos. 210, 342, 584, 923, 972, 1097, 1185, 1342 and 1482; For the signature of the Speaker.

RUSSELL A. HUMPHREY, Chief Clerk

ROLL CALL

The roll call was taken with the following results:

Present..... 95

Representatives present were Baum, Beck, Boyd, Bricken, Byrd, Calfee, Camper, Carr, Carter, Cepicky, Chism, Clemmons, Cochran, Coley, Cooper, Crawford, Curcio, Daniel, DeBerry, Dixie, Doggett, Dunn, Eldridge, Farmer, Freeman, Gant, Griffey, Hakeem, Halford, Hall, Hardaway, Haston, Hawk, Hazlewood, Helton, Hicks, Hill M, Hill T, Hodges, Holsclaw, Holt, Howell, Hulsey, Hurt, Jernigan, Johnson C, Johnson G, Keisling, Kumar, Lafferty, Lamar, Lamberth, Leatherwood, Littleton, Love, Lynn, Marsh, Miller, Mitchell, Moody, Moon, Ogles, Parkinson, Potts, Ragan, Ramsey, Reedy, Rudd, Rudder, Russell, Sanderson, Sexton C, Sexton J, Shaw, Sherrell, Smith, Sparks, Staples, Stewart, Terry, Thompson, Tillis, Todd, Towns, Travis, Van Huss, Vaughan, Weaver, White, Whitson, Williams, Windle, Wright, Zachary, Mr. Speaker Casada -- 95

RECESS

On motion of Rep. Lamberth, the House stood in recess until 9:00 a.m., Thursday, April 11, 2019.